

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

STEVEN FISCHER, }
 }
Plaintiff, }
vs. }
 }
RONAK PATEL, }
 }
Defendant. }

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 }

Cause No. 4:04CV01242AGF

ORDER

Upon consideration of the Motion to Fund the **STEVEN FISCHER** Irrevocable Trust Pursuant to 42 U.S.C. Section 1396p(d)(4)(A),

The Court finds:

1. **STEVEN FISCHER** was born October 28, 1980.
2. **STEVEN FISCHER** is a disabled person as defined in Section 1614(a)(3) of the Social Security Act.
3. **STEVEN FISCHER** received a settlement as and for settlement of injuries sustained in a vehicular accident including permanent injuries to his neck, legs, elbow, fingers. Because of these permanent disabilities, **STEVEN FISCHER** is limited in his ability perform activities of daily living including the ability to walk normally.
4. **STEVEN FISCHER** is or may in the future be receiving benefits from the Medicaid program of the State of Missouri, Department of Social Services, Division of Family Services, and other additional benefits from other governmental entitlement programs.

5. **STEVEN FISCHER** sustained physical injuries resulting in permanent physical disabilities.

6. It is in the best interest of **STEVEN FISCHER** that this Court authorize the funding of an irrevocable trust pursuant to 42 U.S.C. Section 1396p(d)(4)(A) with the monies received from the settlement for **STEVEN FISCHER** with **TERRI FISCHER** as Trustee.

7. That the irrevocable trust of **STEVEN FISCHER** which is attached hereto and incorporated herein as **EXHIBIT "1"** to this Order, meets the requirements of 42 U.S.C. Section 1396p(d)(4)(A).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that:

1. All monies received by **STEVEN FISCHER** after payment of his attorney fees and litigation and outstanding medical expenses are hereby ordered placed in the **STEVEN FISCHER SUPPLEMENTAL NEEDS TRUST**; and
2. The **STEVEN FISCHER** (d)(4)(A) Trust, a copy of which is attached to this Order as **EXHIBIT "1"** meets the requirements of 42 U.S.C. Section 1396p(d)(4)(A).

SO ORDERED:



JUDGE

Dated: March 21, 2006